

DIST/OFFICE	DOCKET		FILING DATE			J	N/S	O	R	R 23	DEMAND		JUDGE NUMBER	JURY DEM.	DOCKET	
	YR.	NUMBER	MO.	DAY	YEAR						\$150	OTHER			YR.	NUMBER
1085/4	76	0403	7	28	76	4	360	5					8510	P	76	0403-C
(from WD of Okla.)																

PLAINTIFFS

DEFENDANTS

ROBERT E. MILLS

RICHARD S. C. GRISHAM

CAUSE

28 USC 1332 - Damages re personal injury result of malpractice.

ATTORNEYS

Gerald L. Michaud
Michaud & Cranmer, Chartered
Suite 200, 434 N. Market
Wichita, Kansas 67202
316-267-2236

Terry W. West
232 N. Broadway
Shawnee, OK 74801 275-0039

Joe Glass
Joseph A. Sharp
Best, Sharp, Thomas & (Joseph F.)
Glass
200 Franklin Bldg.
Tulsa, OK 74103
582-8877

<input type="checkbox"/> CHECK HERE IF CASE WAS FILED IN FORMA PAUPERIS	FILING FEES PAID			STATISTICAL CARDS	
	DATE	RECEIPT NUMBER	C.D. NUMBER	CARD	DATE MAILED
				JS-5	8-1-76
				JS-6	7-1-77

DATE	NR.	PROCEEDINGS
1976		
7-28	1.	Transcript of proceedings from USDC, Western Dist. of Oklahoma, Including the following: ph
DATE	NR.	PROCEEDINGS
6-23-76		Filed Complaint
"	"	" prae for & iss'd summons
"	"	" plf's Req for Jury Trial
"	"	" Designation of Place of Trial
7-6-76		Filed USM's Ret re Summons: Served Richard S. C. Grisham 6-29-76
7-15-76		Filed dft's Answer - ws
"	"	" Mtn to Dism or in the Alt to Transfer Cause - ws
"	"	" Memo Brief in Sup of Mtn - ws
7-19-76		Filed copy of Ct's ltr directing Plf to respond w/sup Brief w/i 10 days hereof to Dft's Mtn to Dism or in the Alt to Transfer Cause w/sup Brief (Daugherty) ws
7-23-76		Filed letter(copy) to Joseph F. Glass from Jerry K. Levy conceding Motion to transfer
7-26-76		Filed Order transferring case to Northern District of Oklahoma. Clerk directed to effect transfer (Daugherty) COB 115
9-1	MO:	Case set for PT hearing 12-20-76 at 12:30 p.m. (HDC-J) nh
12-8	MO:	Upon joint request of parties, PT hearing passed until next PT docket. (HDC-J)hm (letter written parties)
12-28	MO:	Case reset for PT hearing on 3-1-77 at 1:30 p.m. (HDC-J)ph
1977		
2-11		Deposition of Lowell W. Wilder, M.D. taken on behalf of pltf. on 2-1-77. filed. (Fees: \$150.50 pd. by atty.s for pltf. & deft)hm
2-22	2.	Pretrial conf. Order, filed, ordered that all exhibits not described herein shall be filed not later than 30 days before trial; list of all witness not named herein shall be filed not later than 15 days before trial. (HDC-J)ph cps mld
3-1	MO:	Pre-trial hearing held. Statements made. Parties announce depos. of pltf. to be taken on 3-14. Deft. to file written objections to pltf. dr's video depos. prior to trial; pltf. to respond. Pltf. to file brief on Informed Consent by 3-25; deft. given until 4-4 to respond. Case set for jury trial 5-16-77 at 9:30 a.m.; PT briefs, requested instructions, req. voir dire, list of witnesses w/summary of testimony & all exhibits marked & introduced by 5-6-77. Any objections to exhibits to be handled prior to trial. Amendment of amt. prayed for, as reflected in PT order, allowed. (HDC-J)hm
3-17	3.	Pltf's memo. brief on informed consent and res ipsa loquitur, filed. ph
4-14	4.	Def. memo brief on informed consent and res ipsa loquitur, filed.rm
4-18	--	Re: Letter from Judge Cook to parties, jury selection in this case will be made on May 16 w/understanding that actual trial will not commence until the civil N/J trials on docket for week of May 23, 1977, have been completed. Mills v. Grisham will be placed at the end of trial docket for week of May 23, 1977. (HDC-J)ph
5-10	--	Deposition of Robert Edward Mills, Sr., taken before Ann Hart, LSR, on behalf of the deft., on 4-2-77 for a fee of \$130.50 pd. by deft., filed. njb
5-11	MO:	Case will be called for selection of jury and for jury trial on 5-23-77. (HDC-J)ph parties called
5-12	5.	Pltf's list of witnesses, filed. ph
5-12	6.	Pltf's requested instructions, filed. ph
5-12	7.	Pltf's requested questions to prospective jury panel, filed. ph

CIVIL DOCKET CONTINUATION SHEET

PLAINTIFF	DEFENDANT	DOCKET NO. <u>76-C-403-C</u>
Robert E. Mills	Richard S. C. Grisham	PAGE ____ OF ____ PAGES

DATE	NR.	PROCEEDINGS
5-16-77	8.	List of Witnesses, filed. lm
5-16	9.	Deft's requested questions to prospective jury panel, filed. lm
5-16	10.	Trial Brief of defendant, filed. lm
5-16	11.	Deft's requested instructions, filed. lm
5-23	12.	Pltf. trial brief, filed. rm
5-23	13.	Pltf. mo/strike portions of videotape deposition of Lowell W. Wilder, M. D., filed. rm
5-23	14.	Pltf. Req. instruction No. 21, filed. rm
5-23	15.	Pltf. req. instruction No. 22, filed. rm
5-23	MO:	Case called for J/T. Pltf. present and Rep. Deft. rep. Parties announce settlement in amt. of \$65,000 w/costs of depos. assessed to deft. Dismissal w/prej. to be submitted to the Court. (HDC-J)ph
5-23		Subs., ret. & filedL served Custodian of Records, Jane Phillips Episcopal Memorial Hospital, Bartlesville, 5-19-77; unserved as to Dr. Marcel Binstock at req. of counsel. (USM \$14.00)g
6-13	16.	Stipulation of dismissal with prejudice, filed. ph (O a part of appl. to J)
6-15	16.	Order, filed and entered (part of stip.), that case is dismissed w/prejudice. (HDC-J)hm (copies mailed)
9-23		Deposition of Richard C. Grisham & Marcel Binstock, taken on behalf of Pltf. on 2-3-77, filed. b

5-19
 West to return
 the call to
 provide

[illegible]

PAGE ____ OF ____ PAGES